

IN THE SUPREME COURT OF THE STATE OF NEVADA

VICTOR TROY O'NEIL,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 61377

FILED

MAR 14 2013

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *A. Maresca*
DEPUTY CLERK

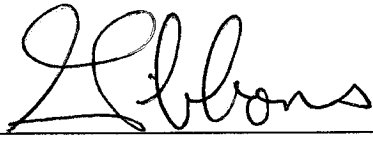
ORDER OF AFFIRMANCE

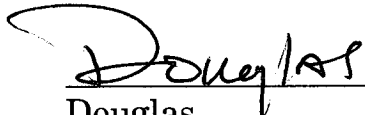
This is an appeal from a judgment of conviction, pursuant to a guilty plea, of driving under the influence. Second Judicial District Court, Washoe County; Scott N. Freeman, Judge.

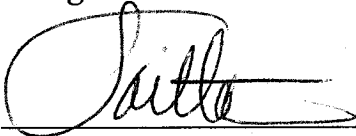
Appellant Victor Troy O'Neil contends that the district court abused its discretion at sentencing by imposing the maximum sentence. We disagree. O'Neil's sentence of 72-180 months in prison is within the statutory limits, see NRS 484C.410(1)(a), and he does not assert that the district court relied on "impalpable and highly suspect evidence," Denson v. State, 112 Nev. 489, 492, 915 P.2d 284, 286 (1996). O'Neil's claim that the district court did not articulate any basis for the sentence is belied by the record. To the extent he contends that the district court erred by not inquiring into the basis for the Division of Parole and Probation's recommended sentence, we decline to consider this contention because it is not supported by cogent argument or citation to authority. See Maresca v.

State, 103 Nev. 669, 673, 748 P.2d 3, 6 (1987). Accordingly, we

ORDER the judgment of conviction AFFIRMED.


_____, J.
Gibbons


_____, J.
Douglas


_____, J.
Saitta

cc: Hon. Scott N. Freeman, District Judge
Washoe County Public Defender
Attorney General/Carson City
Washoe County District Attorney
Washoe District Court Clerk